Notification dated 11th June 1964.

No. RD 1 LCI 64. In exercise of the powers conferred by section 42 of the Land Acquisition Act, 1894 (I of 1894) as amended by the Mysore Act, 17 of 1961, the agreement entered into by the Secretary, Hindustan Air Craft, Ltd., Bangalore, with the Government of Mysore as annexed here to is hereby published as required by the said section.

Annexure.

AGREEMENT

An agreement made this the Twenty-fifth day of April One thousand Nine hundred and sixty-four between Hindustan Aircraft Limited, a Company registered under the Indian Companies Act of 1956 and having its registered office at Domlur Road, Bangalore (hereinafter called the 'Company' which expression shall, unless excluded by or repugnant to the context, be deemed to include its successors and assigns) of the one part, and the Governor of Mysore of the other part.

And whereas the company has applied to the Government of Mysore (hereinafter referred to as "the Government") that certain land more particularly described in the Schedule hereto annexed and herein after referred to as "the said Land", should be acquired under the provisions of the Land Acquisition Act, 1894 (I of 1894) hereinafter referred to as "the said Act", for the following purposes, namely :—

Construction of New Runway for the Airport.

And whereas the Government, having caused an inquiry to be made in conformity with the provisions of the said Act, and being satisfied as a result of such inquiry that the acquisition of the said land is needed for the purpose referred to above, has consented to the provisions of the said Act, being put in force in order to acquire the said land for the Company to enter into an agreement hereinafter contained with the Government.

Now these presents witness and it is hereby agreed that Government shall put in force the provisions of the said Act, in order to acquire the said land for the Company on the following conditions namely :—

1 The company shall pay to the Government the entire cost as determined by the Government, of the acquisition of the said land, including all compensation, damages, costs, charges and other expenses whatsoever, which have been or may be paid or incurred in respect of or on account of such acquisition or in connection with any litigation arising out of such acquisition either in the original or Appellate Courts, and including the costs on account of any establishment and salary of any officer or officers of the Government whom the Government may think it necessary to employ or depute on special duty for the purpose of such acquisition and also including the percentage charges on the total amount of compensation awarded as prescribed by Government. The monies which shall be payable by the company under this clause have been paid by it by the initial deposit with the Deputy Commissioner of Bangalore (hereinafter called "The Deputy Commissioner") of the sum of Rs. 9,741, 50 (Rupees Nine thousand, seven hundred and fortyone and naye paise fifty only) which by payment to the Deputy Commissioner within seven days after the execution of this agreement and thereafter by payment to the Deputy Commissioner within fourteen days after demand by the Deputy Commissioner in writing of such further amount or amounts as the Deputy Commissioner shall from time to time estimate to be required for the purpose of paying or disbursing any compensation, damages, costs, charges or expenses herein before referred to.

2 On payment of the entire cost of the acquisition of the said land, as hereinabove referred to the whole of the said land shall as soon as conveniently may be transferred to the company at the cost in every respect of the company so as to vest in the company subject to the provisions of the Mysore Land Revenue Code (hereinafter called the "said Code") and the rules made thereunder subject also to the provisions of this agreement as to the terms on which the land shall be held by the company.

3 The said land when so transferred to and vested in the company shall be held by the company as its property to be used only in furtherance of and for the purpose for which it is acquired, subject nevertheless to the payment of agricultural, non-agricultural or other assessment if and so far as the said land is or may from time to time be liable to such assessment under the provisions of the said Code and the rules made thereunder, and the local fund cess, as the case may be.

4 The Company shall—

(i) not use the said land for any purpose other than that for what it is acquired.

(ii) undertake the work of construction of the New Runway for Airport required for Aircraft Operation within 2 years from the date on which possession of the land is handed to the company and complete the same within 2 years from the aforesaid date :

(iii) at all times, keep and maintain the said land and the building or buildings erected thereon in good order and condition to the satisfaction of the Deputy Commissioner.

(iv) maintain all records of the company properly and supply to the Government punctually such returns and other information as may from time to time be required by the Government.

(v) not use the said land or any building that may be erected upon it for any purpose which in the opinion of Government is objectionable.

5 The company shall from time to time and at all times permit the Government or any officer or officers authorised by the Government in that behalf to inspect the said land any works of the company upon the said land whether in the course of construction or otherwise and shall furnish to the Government from time to time on demand correct statements of the monies expended by the company to the construction of the said works of the company upon its said land.

6 In case the said land is not used for the purpose for which it is acquired as hereinbefore recited or is used for any other purpose or in case the company commits a breach of any of conditions thereof, the said land together with the buildings, if any erected thereon shall be liable to resumption by the Government subject however to the condition that the amount spent by the company for the acquisition of the said land or its value as undeveloped land at the time of resumption, whichever is less (but excluding the cost or value of any improvements made by the company to the said land or on any structure standing on the said land) shall be paid as compensation to the company:

Provided that the said land and the buildings, if any erected thereon shall not be so resumed unless due notice of the breach complained of has been given to the company and the company has failed to make good the breach or to comply with any directions issued by the Government in this behalf, within the time specified in the said notice for compliance therewith.

7 If at any time or times the whole or any part of the said land is required by Government for the purpose of making any new public road or for any purpose connected with public health, safety, utility or necessity the

company on being required by the Government in writing shall transfer to the Government the whole or part of the said land as the Government shall specify to be necessary for any of the aforesaid purposes and in consideration of such transfer the Government shall pay to the company a sum equal to the amount of the compensation awarded under the said Act and paid by the company in respect of the land so transferred including the percentage awarded under Section 23(2) of the said Act, together with such amount as shall be estimated by the Executive Engineer, Bangalore Division, whose decision in the matter shall be final, as to the cost of the development of the land so transferred which shall include the value at the date of transfer of any structures standing thereon, and when part of a building is on the land so transferred and part is on an adjoining land, reasonable compensation for the injurious effect of the part of the building on adjoining land.

8 All the cost and expenses incidental to the preparation and execution of these presents shall be paid by the company.

SCHEDULE

1 Village—and—Hobli.—Konena Agrahara, Varthur Bangalore South Taluk.
2 Village—and—Hobli.—Challaghatta Varthur, Bangalore South Taluk.

S. No.	Extent A. G.	Boundaries
33	1-12	By East—H.A.L. Land No. 34 of Konena Agarhara. By West—S No. 21 of Challaghatta. By North—H.A.L. Land S. No. 38 of Konena Agrahara. By South—H.A.L. Land of Challaghatta Village.
22	1-00	By East—H.A.L. Lands S. No. 21 of Challaghatta Village. By West—S. No. 19 of Challaghatta, By North—S. No. 21 of Challaghatta. By South— Remaining portion of this S. No. 22 of Challaghatta.
Total...	2-12	

IN WITNESS WHEREOF, The Secretary hath for and on behalf of the Company set his hand and the Seal of the Company and Deputy Commissioner, Bangalore hath on behalf of the Governor of Mysore set his hand and affixed the seal hereto the day and year first above written.

For and on behalf of Hindustan Aircraft Ltd.,

Sd/
Secretary.

Witnesses :

1 Sd/
Asst. Secretary to Board of Management.
2 Sd/
Secretariat, H. A. L.

Sd/
Deputy Commissioner, Bangalore District (Urban). 25-4-1964

Signed Sealed and delivered by in the presence of :
Witnesses :
1
2

In the presence of

3 Sd/K. Seshagiri Rao, Under Secretary to Government, Revenue Department.

For and on behalf of and under the directions of the Governor of Mysore.

Sd: N. NARASIMHA RAU,
Secretary to Government,
Revenue Department.

By Order and in the name of the Governor of Mysore,

K. SESHAGIRI RAO,
Under Secy. to Govt., R. D.

No. RD 659 LPW 64, dated 9th July 1964.

Whereas it was notified in Notification No. 97 TBP-LAQ/63-64-1525, dated 12th November 1963, that the lands specified in the Schedule below were likely to be needed for Distry. No. 76.

And whereas the Government of Mysore is satisfied, after considering the report of the Deputy Commissioner, under sub-section (2) of Section 5-A of the Land Acquisition Act, 1894 (Central Act I of 1894), that the said lands are needed to be acquired for the purpose specified above.

It is hereby declared under Section 6 of the said Act that the lands are required for the purpose stated above.

The Assistant Commissioner, Dev, Yermarus Bangalore, is hereby appointed under clause (c) of Section 3 of the Land Acquisition Act, 1894 (I of 1894), to perform the functions of the Deputy Commissioner for all proceedings hereafter to be taken in respect of the said lands and is also directed under Section 7 of the said Act to take order for the acquisition of the said lands.

A plan of the said land is kept in the Office of the Assistant Commissioner (Development), Yermarus, for inspection.

SCHEDULE.

District.—Raichur, Taluk.—Manvi, Village.—Hirekotankal.

Sl.No.	Name of Khatedar and Anubhavadar.	Survey No. or Site No.	Boundaries				Extent required	Assessment.
			East S.No.	West S.No.	North S.No.	South S.No.		
1	2	3	4	5	6	7	8	9
	Srimathi/Sriyuths.—						A. G.	Rs. nP.
1	Irappa son of Sidramappa ...	120	Bodrer of Kotankal	121	119	122	3-26	4-46
2	Hampanna son of Kumarappa ...	121	120	136	118	122	3-31	4-83
3	Yanka son of Hanuma ...	325/1	334	326	329	235	0-27	0-53